

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior application:  Examiner M. Flood
 OCT 09 2003 AS Unit 1654

Commissioner for Patents
 P.O. Box 1450
 Mail Stop PATENT APPLICATION
 Alexandria, VA 22313-1450

Sir:

This is a request for filing a continuation divisional application under 37 CFR § 1.53(b), of pending prior application no. 09/902,226 filed on July 11, 2001.

of Ezio BOMBARDELLI and Bruno GABETTA

(inventor(s) currently of record in prior application)

for SOYA EXTRACT, PROCESS FOR ITS PREPARATION AND PHARMACEUTICAL COMPOSITION

(title of invention)

1. The filing fee is calculated below:

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	10	- 20	0	\$18.00 each	\$ 0.00
Independent	3	- 3	0	\$84.00 each	\$ 0.00
				Minimum Fee	\$ 750.00
				Multiple Dependency Fee	\$ 0.00
				If Applicable (\$280.00)	
					Total \$ 750.00
				Applicant qualifies for the 50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern	
				Total Filing Fee	\$ 750.00

2. Please enter the Preliminary Amendment submitted herewith before calculating the fees due.

3. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

4a. New formal drawings are enclosed.

4b. Informal drawings are enclosed.

5a. Priority of application no. 197 32 866.0, filed on July 30, 1997 in Germany; application no. 197 32 855.5, filed on July 30, 1997 in Germany; application no. 197 32 822.9, filed on July 30, 1997 in Germany is claimed under 35 U.S.C. §119.

5b. The certified copy has been filed in prior application no. 09/492,921, filed January 28, 2000.

6. The prior application is assigned of record to Indena SpA by virtue of an assignment executed on February 29, 2000 and recorded on April 11, 2000 at Reel 010753/Frame 0223 in prior application no. 09/492,921, filed January 28, 2000.

7a. The Power of Attorney appears in the original papers in prior application no. 09/492,921, filed January 28, 2000.

7b. A Power of Attorney is enclosed.

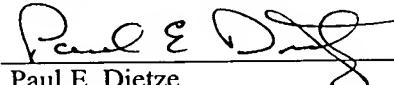
8. This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no., filed on be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. is enclosed.

9. The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from application no. is the same as the content of the computer readable form submitted in application no. .

10. DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

11. Additional enclosures or instruction: Preliminary Amendment and Information Disclosure Statement

Respectfully submitted,



(Reg. No. 45,627)

Paul E. Dietze
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Date June 30, 2003

For: Thomas G. Rowan (Reg. No. 34,419)
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application of: Ezio Bombardelli *et al.*

Serial No.: To be assigned (Divisional of
09/902,226, filed July 11, 2001) Art Unit: To be assigned
Filed: Concurrently Herewith Examiner: To be assigned
For: METHODS OF TREATMENT Attorney Docket No: 7914-100-999
USING A SOYA EXTRACT
(as amended)

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination of the accompanying application, please enter the following amendments and remarks into the file of the above-captioned application.

Amendments to the Title begin on page 2 of this paper.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of the claims that begins on page 4 of this paper.

Remarks begin on page 7 of this paper.